

when the fish was weighed. He does not recall the exact time. He remembers particularly seeing Henry Stevens on the beach, and also recalls that a match was lighted or a light of some kind was made for the purpose of seeing the numbers on the scale. He recalls distinctly that the bluefish was caught with a fish-hook given him that same day by Henry Stevens, which Henry Stevens took from a point in the garage right near the east entrance to the garage.

The reason that he made no mention of the bluefish four years ago when interrogated by the authorities was that the question as to whether he caught the bluefish that night was not asked him.

Applegate is, I think, a very good witness for the reason that it is quite evident, after a few questions that I put to him, that he will tell the truth irrespective of what it involves. He lays more emphasis on the truth than the ordinary person, which is probably the result of his fanaticism. He is also a good witness on the point of the methods utilized by the prosecution in the examination of witnesses favorable to the defense.

He states that last night he was visited by Sheriff Grant and asked if he knew anything about the knife Henry Stevens used to scale fish with. He told